

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CHRISTOPHER NATHANIEL
WASHINGTON,

Plaintiff,

v.

RALPH DIAZ, et al,

Defendants.

No. 2:20-cv-2261 KJM AC P

ORDER

Plaintiff, a state prisoner proceeding pro se with a civil rights action pursuant to 42 U.S.C. § 1983, has filed motions for discovery along with requests for production and accompanying definitions and instructions. ECF Nos. 104-108, 110.

By order filed October 10, 2023, the undersigned set a schedule for discovery in this case. ECF No. 98. That schedule included a December 4, 2023, deadline for serving written discovery requests, such as requests for production, and explicitly instructed that discovery requests were not to be filed with the court except as required by Local Rules 250.1, 250.2, 250.3, and 250.4.¹ ECF No. 98 at 5-6. Because the court has already issued an order opening discovery and the deadline for serving written discovery requests has not yet passed, plaintiff does not require leave

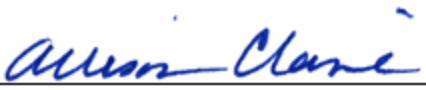
¹ The Local Rules state that discovery requests are not to be filed with the court unless there is a proceeding in which they are at issue.

1 of the court to serve his requests for production or any other written discovery and his motions
2 will be denied as unnecessary. The requests for production and their accompanying instructions
3 and definitions will also be stricken from the record. Plaintiff is advised that he must serve his
4 discovery requests on defendants' counsel and should not file them with the court unless they are
5 being used as evidence in support of or in defense against a motion.

6 Accordingly, IT IS HEREBY ORDERED that:

- 7 1. Plaintiff's motions for discovery (ECF No. 104, 109) are DENIED; and
8 2. The Clerk of the Court is directed to STRIKE plaintiff's requests for production and
9 accompanying definitions and instructions (ECF Nos. 105, 106, 108, 110) from the record.

10 DATED: November 3, 2023

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12 ALLISON CLAIRE
13 UNITED STATES MAGISTRATE JUDGE
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